
HOUSE BILL No. 1340

DIGEST OF INTRODUCED BILL

Citations Affected: IC 4-33-10-6; IC 36-1-8-9.7.

Synopsis: Riverboat employment; development agreements. Restricts employment by riverboats of former officials and employees of the cities and counties in which riverboats are docked. Provides that a development agreement between a unit and a riverboat that is entered into, extended, or renegotiated after June 30, 2007, does not take effect until the development agreement is approved by the appropriate fiscal body.

Effective: July 1, 2007.

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January 16, 2007, read first time and referred to Committee on Public Policy.

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First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

HOUSE BILL No. 1340

A BILL FOR AN ACT to amend the Indiana Code concerning gaming.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 4-33-10-6 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2007]: **Sec. 6. (a) As used in this section, "local official" refers to**
4 **any of the following serving in a unit in which a riverboat is**
5 **docked:**

- 6 (1) **The mayor.**
- 7 (2) **A member of the city fiscal body.**
- 8 (3) **A city clerk.**
- 9 (4) **A city clerk-treasurer.**
- 10 (5) **A member of the county executive.**
- 11 (6) **A member of the county fiscal body.**
- 12 (7) **A county sheriff.**
- 13 (8) **A county auditor.**
- 14 (9) **A county treasurer.**
- 15 (10) **A county recorder.**
- 16 (11) **A county coroner.**
- 17 (12) **A county surveyor.**



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1 (13) A county assessor.

2 (14) A judge of the circuit or superior court.

3 (15) The prosecuting attorney.

4 (b) As used in this section, "public employee" means an
5 employee of a unit in which a riverboat is docked.

6 (c) As used in this section, "unit" means a city or county.

7 (d) For purposes of this section, a person is considered to have
8 an interest in a licensee or an operating agent if the person satisfies
9 any of the following:

10 (1) The person holds at least a one percent (1%) interest in the
11 licensee or operating agent.

12 (2) The person is an officer of the licensee or operating agent.

13 (3) The person is an officer of a person that holds at least a
14 one percent (1%) interest in the licensee or operating agent.

15 (4) The person is a political action committee of the licensee
16 or operating agent.

17 (e) After January 30, 2007, a former local official may not
18 accept employment or receive compensation from:

19 (1) a licensed owner;

20 (2) an operating agent; or

21 (3) a person having an interest in a licensee or an operating
22 agent;

23 before the elapse of at least three hundred sixty-five (365) days
24 after the date on which the former local official ceases to be a local
25 official.

26 (f) A former local official or public employee may not represent
27 or assist a person in a riverboat matter involving the unit in which
28 the former local official or public employee served or was
29 employed if the former local official or public employee personally
30 and substantially participated in the matter as a local official or
31 public employee, even if the former local official or public
32 employee receives no compensation for the representation or
33 assistance.

34 (g) A former local official or public employee may not accept
35 employment or compensation from a person described in
36 subsection (e) if the circumstances surrounding the employment or
37 compensation would lead a reasonable person to believe that:

38 (1) employment; or

39 (2) compensation;

40 is given or had been offered for the purpose of influencing the
41 former local official or public employee in the performance of the
42 duties or responsibilities of the local official or public employee

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1 while a local official or public employee.

2 SECTION 2. IC 36-1-8-9.7 IS ADDED TO THE INDIANA CODE
3 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
4 1, 2007]: Sec. 9.7. (a) As used in this section, "development
5 agreement" has the meaning set forth in section 9.5 of this chapter.

6 (b) This section applies to a development agreement that is:

7 (1) entered into;

8 (2) extended rather than allowed to expire; or

9 (3) renegotiated;

10 after June 30, 2007.

11 (c) A development agreement does not take effect until the
12 development agreement is approved by the fiscal body of the unit
13 that is a party to the development agreement.

14 (d) This section may not be construed to impair a development
15 agreement entered into before July 1, 2007.

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